

## DOE LEGISLATIVE MATRIX 2008

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For the most complete and accurate information on actions, please click the bill number listed below.

Bill Number	Digest	Author/ Sponsor	Latest Status
<a href="#">SJR 0001</a>	<p>Circuit breakers and other property tax matters. For property taxes first due and payable in 2012 and thereafter, requires the general assembly to limit a taxpayer's property tax liability as follows: (1) A taxpayer's property tax liability on homestead property may not exceed 1% of the gross assessed value of the homestead property. (2) A taxpayer's property tax liability on other residential property may not exceed 2% of the gross assessed value of the other residential property. (3) A taxpayer's property tax liability on agricultural land may not exceed 2% of the gross assessed value of the property that is the basis for the determination of the agricultural land. (4) A taxpayer's property tax liability on other real property may not exceed 3% of the gross assessed value of the other real property. (5) A taxpayer's property tax liability on personal property may not exceed 3% of the gross assessed value of the taxpayer's personal property that is the basis for the determination of property taxes within a particular taxing district. Specifies that property taxes imposed after being approved by the voters in a referendum shall not be considered for purposes of calculating the limits to property tax liability under these provisions.</p> <p>Provides that in the case of a county for which the general assembly determines in 2008 that limits to property tax liability are expected to reduce in 2010 the aggregate property tax revenue that would otherwise be collected by all units and school corporations in the county by at least 20%, the general assembly may provide that property taxes imposed in the county to pay debt service or make lease payments for bonds or leases issued or entered into before July 1, 2008, shall not be considered for purposes of calculating the limits to property tax liability. Specifies that such a law may not apply after December 31, 2019. Permits the general assembly to exempt a mobile home used as a homestead to the same extent as real property. Specifies that an exemption may be granted in the form of a deduction or credit. Specifies that the general assembly may impose reasonable filing requirements to obtain an exemption, deduction, or credit. This proposed amendment has not been previously agreed to by a general assembly.</p>	Kenley	March 19, 2008-Signed by the Governor

<a href="#"><u>SB 0022</u></a>	Teacher licensing. Specifies that an applicant for a substitute teacher's license is not required to receive CPR and Heimlich maneuver training. Requires the department of education to grant an initial practitioner's license for a specific subject area in middle school or high school to an applicant who has earned a postgraduate degree from a regionally accredited postsecondary educational institution in the subject area, has experience teaching students in a middle school, high school, or college setting, and complies with certain requirements for licensure. Allows an individual licensed through the process to be hired to teach in high school, or in middle school in a shortage area designated by the state board of education. Requires the individual to comply with certain requirements to renew a license or to obtain a proficient practitioner's license.	Lubbers	March 14, 2008-Signed by the Governor
<a href="#"><u>SB 0051</u></a>	Reemployment of retired public employees. Reduces from 90 days to 30 days the waiting period after which a retired member of the: (1) state teachers' retirement fund (TRF); or (2) public employees retirement fund (PERF); may be reemployed in a covered position and continue to receive a retirement benefit.	Weatherwax Landske	March 14, 2008- Signed by the Governor
<a href="#"><u>SB 0111</u></a>	Graduation rate formula. Specifies that students graduating as members of a cohort include students from the cohort who graduate during the expected graduation year or during a previous reporting year. Provides that students may count as graduating members of only one cohort. Corrects an incorrect cross-reference.	Lubbers	March 12, 2008-Signed by the Governor
<a href="#"><u>SB 0258</u></a>	Requires a school corporation to include a mandatory instructional unit on safely using the Internet for grades 3 and above. (Bill is largely devoted to the discharge of long-term inmates from prison and limiting inmate access to the internet.)	Waterman	March 24, 2008- Signed by the Governor
<a href="#"><u>HB 1001</u></a>	State and local finance. Eliminates school corporation tuition support levies. Increases the state tuition distribution by the amount of the terminated tuition support levy. Creates the state tuition reserve fund. Abolishes the tuition support account in the state general fund. Requires a transfer of money from the state general fund to the state tuition reserve fund. Provides that a school corporation may not impose a special education preschool property tax levy after December 31, 2008. Requires the department of education to make distributions equal to the product of \$2,750 multiplied by the number of special education preschool children who are students in the school corporation. Beginning in 2009, abolishes property tax replacement credits, state homestead credits (except for the temporary homestead credits in 2009 and 2010), the property tax replacement fund, and the property tax reduction trust fund. Provides that revenues from sales tax, income tax, and certain wagering taxes formerly deposited in those funds are to be deposited in the state general fund.	Crawford Espich	March 19, 2008-Signed by the Governor

HB 1001  
CONT.

Provides that for property taxes first due and payable in 2009, the circuit breaker credit is equal to the amount by which a person's property tax liability attributable to the person's: (1) homestead exceeds 1.5%; (2) residential property exceeds 2.5%; (3) agricultural land exceeds 2.5%; (4) long term care property exceeds 2.5%; (5) nonresidential real property exceeds 3.5%; or (6) personal property exceeds 3.5%; of the gross assessed value of the property that is the basis for determination of the property taxes. Provides that for property taxes first due and payable in 2010 and thereafter, the circuit breaker credit is equal to the amount by which a person's property tax liability attributable to the person's: (1) homestead exceeds 1%; (2) residential property exceeds 2%; (3) agricultural land exceeds 2%; (4) long term care property exceeds 2%; (5) nonresidential real property exceeds 3%; or (6) personal property exceeds 3%; of the gross assessed value of the property that is the basis for determination of the property taxes. Specifies that property taxes imposed after being approved by the voters in a referendum or local public question shall not be considered for purposes of calculating the circuit breaker credit. Provides for a grant in 2009 and 2010 to replace a portion of the revenue lost to a school corporation from the application of the circuit breaker credit. Specifies that a school corporation is entitled to such a grant in a particular year only if it expects to lose more than 2% of its property tax revenue because of application of the circuit-breaker credits. Provides that a school bus replacement plan must apply to at least 12 years (rather than 10 years). Requires the state board of education to adopt administrative rules setting forth guidelines for the selection of school sites and the construction, alteration, and repair of school buildings, athletic facilities, and other categories of facilities related to the operation and administration of school corporations. Requires a school corporation to consider the guidelines and to submit proposed plans and specifications to the department of education. Requires the department of education to provide written recommendations to the school corporation, including findings as to any material differences between the plans and specifications and the guidelines. Requires the school corporation to have a public hearing on the plans and specifications. Requires the department of education to establish a central clearinghouse containing prototype designs for school facilities. Permits a school corporation to appeal to the department of local government finance to impose a shortfall levy to replace a shortfall in a tuition support levy imposed before 2009. Provides that beginning in 2010, the budget year for all school corporations shall be from July 1 of the year through June 30 of the following year. Provides that a capital project is a controlled project if it will cost the political subdivision more than the lesser of \$2,000,000 or an amount equal to 1% of the total gross assessed value of property within the political subdivision on the last assessment date (if that amount is at least \$1,000,000). Provides that a project that is in response to a natural disaster, emergency, or accident that makes a building or facility unavailable for its intended use and that is approved by the county council is not a controlled project for purposes of the referendum process.

<p><b>HB 1001 CONT.</b></p>	<p>Provides that a controlled project for a school building for kindergarten through grade 8 is subject to a referendum if the cost is more than \$10,000,000. Provides that a controlled project for a school building for grade 9 through grade 12 is subject to a referendum if the cost is more than \$20,000,000. Provides that other controlled project with a cost that exceeds the lesser of \$12,000,000 or 1% of assessed value (but at least \$1,000,000) are also subject to a referendum. Specifies that it takes 100 persons who are either owners of real property within the political subdivision or registered voters residing within the political subdivision or 5% of the registered voters residing within the political subdivision to initiate such a referendum. Provides that controlled projects that are not subject to a referendum are subject to the petition and remonstrance process. Provides that review by the DLGF and approval by the DLGF are not required before a school corporation may issue or enter into bonds, a lease, or any other obligation if the school corporation's determination to issue or enter into the bonds, lease, or other obligation is made after June 30, 2008.</p> <p>Allows a school corporation to appeal to the DLGF for a new facility adjustment to increase the school corporation's tuition support distribution for the following year to pay increased costs to open: (1) a new school facility; or (2) an existing facility that has not been used for at least three years. Deletes the expiration date in the provision authorizing a school corporation to use money in its capital projects fund for utility services and insurance. Appropriates to the department of education from the state general fund \$10,000,000 for the state fiscal year beginning July 1, 2008, and ending June 30, 2009, to make new facility adjustment distributions that are approved by the department of local government finance. Provides that a school corporation does not need the approval of the school property tax control board or the DLGF before holding a referendum concerning a referendum tax levy. Provides that a school corporation may hold a referendum on whether a referendum tax levy should be imposed to replace property tax revenue that the school corporation will not receive because of the application of the circuit breaker credit.</p>		
<p><a href="#"><u>HB 1051</u></a></p>	<p>School corporation donations to foundations. Permits a school corporation to annually donate not more than \$25,000 to a community foundation if the donation is matched by a private donor. (Current law permits school corporations to make matched donations only to public school endowment corporations.)</p>	<p>Crooks</p>	<p>Feb 22, 2008- Signed by the Governor</p>

<a href="#">HB 1162</a>	<p>Legislative body youth advisers. Allows the presiding officer of the legislative body of a municipality to appoint an individual not more than 18 years of age to serve as an adviser to the municipal legislative body on matters affecting youth in the community. Establishes a youth advisory council to advise the general assembly concerning issues of importance to youth.</p> <p>Creates a 22 member body of students to advise the General Assembly on the following issues:</p> <ul style="list-style-type: none"> <li>• Education,</li> <li>• Safe Environments for Youth</li> <li>• Foster Care</li> <li>• Emotional/Physical Health</li> <li>• Homelessness</li> <li>• Substance Abuse</li> <li>• Employment</li> <li>• Youth Involvement in Government</li> <li>• Poverty</li> <li>• Youth Access to Services</li> </ul> <p>Council membership shall include:</p> <ul style="list-style-type: none"> <li>• 2 members appointed by Governor</li> <li>• 5 members appointed by Speaker of the House</li> <li>• 5 members appointed by President Pro Temp of Senate</li> <li>• 5 members appointed by House Minority Leader</li> <li>• 5 members appointed by Senate Minority Leader</li> <li>• Must be 14 to 18 years of age at time of appointment</li> <li>• Each member shall serve a 2 year term and may be reappointed</li> </ul>	<p>Bell</p>	<p>March 13, 2008- Signed by the Governor</p>
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<p><b>HB 1162</b> <b>CONT.</b></p>	<p>Duties of the Council:</p> <p>(1) To advise the general assembly concerning proposed and pending legislation, including budget expenditures and policy matters related to youth</p> <p>(2) To advise the standing committees and study committees of the general assembly concerning issues related to youth</p> <p>(3) To conduct periodic seminars for members of the council concerning leadership, government, and the general assembly</p> <p>(4) To report to the general assembly, not later than December 1 of each year, concerning the council's activities, including any proposed legislation to implement recommendations of the council. The report must be in an electronic format</p> <p>More information regarding HB 1162:</p> <ul style="list-style-type: none"> <li>• Council shall meet no less than 3 times each year and no more than 6 times per year</li> <li>• Council must hold no more than 2 public hearings per year</li> <li>• Council shall be funded and staffed by D.O.E.</li> <li>• All Council members shall be paid a per diem plus travel expenses</li> <li>• <i>Effective July 1, 2008, Expires June 30, 2012</i></li> </ul>		
<p><a href="#"><u>HB 1165</u></a></p>	<p>Homelessness, foster youth, and education. Requires the department of education (department) to establish an office of coordinator for education of homeless children. Requires each school corporation to: (1) appoint a liaison for homeless children (liaison); and (2) report to the department the contact information for the liaison. Requires the department to train new liaisons. Requires each school corporation that has an Internet web site to publish on the web site the contact information for the liaison. Requires certain school corporations to transport a student in foster care to and from the school in which the student was enrolled before receiving foster care. Requires, after June 30, 2009, each school corporation to provide tutoring for a child who is in foster care or who is homeless if the school corporation determines a child has a demonstrated need for tutoring.</p>	<p>Avery Co-authors: Knollman Cheatham</p>	<p>March 24, 2008-Signed by the Governor</p>

<b>HB 1165 CONT</b>	Allows a student who has resided in a school corporation for at least two consecutive years immediately before moving to an adjacent school corporation to attend school in the former school corporation without transfer tuition being charged if the principal and superintendent in both school corporations agree. Prohibits a student to enroll primarily for athletic reasons in a school in a school corporation where the student does not have legal settlement. (The introduced version of this bill was prepared by the interim study committee on missing children.)		
<a href="#">HB 1193</a>	Adult education. Creates an interim study committee on adult education.	Simms	March 3, 2008-Signed by the Governor
<a href="#">HB 1203</a>	Registration of certain school buses. Modifies the registration cycle for school buses not owned by a school corporation. Requires that a school bus not owned by a school corporation must be registered before July 29 of each year. Provides that a school bus that is not owned by a school corporation and is registered after January 31 for the prior calendar year may be registered at 1/2 the regular rate. Provides that a license plate issued before March 1, 2008, for a school bus not owned by a school corporation may be displayed through July 28, 2009. Makes conforming amendments and technical corrections.	Pflum	March 3, 2008-Signed by the Governor
<a href="#">HB 1210</a>	Teacher certification. Allows an individual who has failed the Praxis I teacher licensing examination at least two times to demonstrate proficiency by submitting to the department of education: (1) proof of successful completion of all other requirements of a teacher education program; (2) proof of having attained certain grade point averages; (3) proof of having demonstrated a successful student teaching experience; and (4) letters of recommendation from certain faculty members.	Smith V.	March 12, 2008- Vetoed by the Governor
<a href="#">HB 1234</a>	School attendance records and enforcement. Allows certain law enforcement officers to inspect student attendance records and enforce the attendance laws. Requires an affidavit against a parent to enforce the compulsory school attendance law to be filed in a court with jurisdiction in the county in which the student resides.	Blanton Austin	March 3, 2008-Signed by the Governor
<a href="#">HB 1244</a>	Local government finance. Allows for the transfer of congressional township school funds held by various counties to the treasurer of state. Provides that the certification fee charged for parcels of real property on which municipal sewage fees are delinquent is due when the next installment of real property taxes is billed. (Current law provides that the certification fee is due when the next May installment of real property taxes is billed.)	GiaQuinta Candelaria Reardon	March 5, 2008-Signed by the Governor

<a href="#"><u>HB 1246</u></a>	Dual credit programs, student graduation plan, and virtual learning. Establishes the concurrent enrollment partnership to coordinate dual credit programs among Indiana high schools and state educational institutions. Changes the name of the student career plan to the student graduation plan. Provides methods of certifying the income of a student who is eligible for the waiver of tuition and fees at a state educational institution in the double up for college dual credit program. Creates an interim study committee on K-12 virtual learning.	Austin	March 24, 2008-Signed by the Governor
<a href="#"><u>HB 1271</u></a>	Inmate credit time. Prohibits an offender from earning credit time for a high school diploma if the offender has previously obtained a general educational development (GED) diploma. Prohibits an offender from earning credit time for a GED diploma if the offender has previously obtained a high school diploma. Creates department of correction credit Class IV for felons convicted of certain serious child molesting offenses and certain murders involving sex offenses. Specifies that persons in credit Class IV earn one day of credit for each six days of incarceration. Provides that persons in credit Class IV may be placed in a credit class where they earn no credit, but may not be placed in a credit class where they earn more credit.	Stemler	March 14, 2008-Signed by the Governor